



No. 4

January 15, 2003

H.J.Res. 2 – Omnibus Appropriations Bill, FY 2003: Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriations

Calendar No. 1

H.J.Res. 2 was passed by the House on January 8, 2003, and is now pending on the Senate Calendar. This bill is slated to serve as the vehicle for all 11 of the yet-unsigned FY 2003 appropriations bills.

NOTEWORTHY

Note: The funding bills are before the Senate with no written reports. All information contained in this Notice comes from the Appropriations Committee as conveyed to us on or before 1/15/03.

- The Commerce-Justice-State funding bill language will be introduced as part of a substitute (along with language for the other 10 yet-to-be-signed FY03 funding bills) to H.J.Res. 2 when the Senate turns to that bill. It is amendable, but it is hoped that a unanimous consent agreement limiting amendments will be reached.
- On July 24, 2002, the Senate Appropriations Committee reported S. 2778, the FY03 Commerce-Justice-State Appropriations Bill by a unanimous vote, but the bill never came before the full Senate prior to sine die adjournment. The House also did not act on a C-J-S appropriations bill. Since the start of the new fiscal year last October, C-J-S programs have been funded under a series of continuing resolutions, the most recent of which is set to expire on January 31, 2003.
- The 11 remaining FY03 appropriations bills (only Defense and Military Construction were signed) will come before the Senate with smaller funding levels than were in the bills as reported by the Appropriations Committee last year. This is to comport the total FY03 federal discretionary spending level to \$750.5 billion, the level agreed to by President Bush and Congressional appropriators last year. (The Defense and Military Construction bills amount to \$365.3 billion of that total.)
- The C-J-S bill language appropriates \$47.1 billion in new budget authority for FY03. This is \$2.8 billion above the fiscal year 2002 funding level, and \$3.1 billion more than the President's request. The amount is roughly the same as that reported out of the committee last July.

HIGHLIGHTS

Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriations, FY 2003

(Dollars in millions)

Appropriation Account	FY 2002 Level Enacted	Budget Estimate	Senate Amendment
Title I, Justice Department	23,707	22,800	24,060
Title II, Commerce Dept., Related Agencies	5,800	5,640	5,920
Title III, Federal Judiciary	4,720	5,242	4,950
Title IV, State Department, Related Agencies	8,160,000	8,140,000	7,210
Title V, Related Agencies	2,320	2,310	2,370
Totals	\$44,272,536	\$43,907	\$47,100

- The **Department of Justice is provided \$24.06 billion** (enacted FY02 — \$23.71 billion) This title includes component agencies, such as the Federal Bureau of Investigation, the Immigration and Naturalization Service, and the Drug Enforcement Administration (DEA).
- The **Department of Commerce and related agencies is provided \$5.92 billion** (enacted FY02 — \$5.80 billion), of which \$3.3 billion supports the National Oceanic and Atmospheric Administration (NOAA).
- The **Federal Judiciary is provided \$4.95 billion** (enacted FY02 — \$4.72 billion).
- The **Department of State and related agencies title receives \$7.21 billion** (enacted FY02 — \$8.16 billion), including contributions for United Nations organizations and international

peacekeeping. The largest component of this amount is for the Department's Administration of Foreign Affairs (\$5.33 billion).

- **Related Agencies are provided \$2.37 billion** (enacted FY02 — \$2.32 billion).

BILL PROVISIONS

Title I — Department of Justice

The Committee bill recommends an appropriation of \$24.1 billion for Department of Justice programs, allocated according to the following major categories:

- \$3.93 billion for the **Federal Bureau of Investigation**.
- \$1.48 billion for the **Drug Enforcement Administration** (DEA).
- \$1.32 billion for the **U.S. Attorneys**; and \$768 million for the **U.S. Marshals Service**.
- \$5.65 billion for the **Immigration and Naturalization Service**.
- Under **Office of Justice Programs**, a total of \$2.23 billion is provided for **Justice Assistance**, including \$2.04 billion for the Office of Domestic Preparedness (ODP) for training, equipment, exercise, and research and development programs to combat domestic terrorism and \$28.3 million for RISS.
- \$4.54 billion for the **Federal Prison System**.
- \$1.37 billion for **State and local law enforcement assistance**, which provides funding to allow State and Local first responders to purchase equipment and undergo training necessary to prevent and respond to acts of terrorism. In addition, the recommendation provides:
 - \$400 million for the LLEBG, including \$90 million for Boys and Girls Clubs
 - \$35 million for tribal prison construction
 - \$8 million for tribal courts program
 - \$5 million for Indian grants
 - \$134 million for Byrne grants
 - \$249.5 million for Juvenile crime block grant
 - \$50 million for drug courts

- \$390.6 million for violence against women (VAWA) programs including VAWA grants (\$316.3 million); stalking and domestic violence grants program (\$3.0 million); Legal assistance for victims (\$40 million), and
- \$70 million for state prison drug treatment.
- Other Title I Funding Items include:
 - \$58.9 million is provided for the weed and seed program
 - \$1.12 billion for **Community Oriented Policing Services**.
 - \$315.4 million provided for **Juvenile Justice Programs**, \$25 million of which is to assist States in enforcing underage drinking laws.

Title II — Department of Commerce and Related Agencies

The Committee bill provides \$6 billion to the Department of Commerce and related agencies, as follows:

- \$33 million for the **U.S. Trade Representative**;
- \$54.6 million for the **International Trade Commission**;
- \$350.2 million for the **International Trade Administration**;
- \$100.2 million for the **Bureau of Industry and Security**;
- \$558.9 million for the **Bureau of the Census**. Salaries and expenses for the agency are funded at a level of \$173.2 million;
- \$73.5 million for the **National Telecommunications and Information Administration**. The Public Broadcasting facilities is funded at \$43.6 million. The Technology Opportunities program is funded at \$15.6 million;
- \$720.9 million for the **National Institute of Standards and Technology (NIST)**, of which \$363.4 million is for Scientific and Technical Research and Services. The **Advanced Technology Program (ATP)** program is funded at \$185.4 million and the **Manufacturing Extension Partnership (MEP)** program is funded at \$106.6 million;
- \$1.2 billion, for the **Patent and Trademark Office**;

- \$28.9 million for the **Minority Business Development Agency**; and
- \$3.3 billion for the **National Oceanic & Atmospheric Administration (NOAA)**, of which \$2.4 billion is for Operations, Research, and Facilities.

Title III — The Judiciary

The Committee bill recommends an appropriation of \$5 billion (an amount which is \$290 million below the budget request) for the operation and maintenance of the Federal courts, including the salaries of judges, magistrates, supporting personnel, and other expenses, as follows:

- The Committee recommends \$97.7 million for the Supreme Court, including renovation of the buildings and grounds.
- The Committee recommends \$267.3 million for court security.

Title IV — Department of State and Related Agencies

The Committee bill recommends funding at the level of \$7.21 billion for the Department of State and related agencies; this amount is \$421 million below the President's request. The major spending categories include:

- \$5.53 billion for Administration of Foreign Affairs, the **State Department**'s largest account. This figure includes \$3.62 billion for Diplomatic and Consular Programs.
- \$1.26 billion is allocated for Embassy Security, Construction, and Maintenance.
- \$1.5 billion for obligations to International Organizations and International Peacekeeping Activities.
- \$431.5 million for international broadcasting activities.

Title V — Related Agencies

The Committee recommends a total of \$2.31 billion for related agencies, including:

- \$225.6 million for the **Maritime Administration**.

- \$37 million for the Title XI **Maritime Guaranteed Loan Program**.
- \$788.5 million for the **Small Business Administration (SBA)**, including \$88 million for the Small Business Development Centers (SBDCs); \$5 million for PRIME technical assistance; \$12 million for for Women’s Business Centers; \$17.5 million for Microloan Technical Assistance; and \$194.5 million for the disaster loans program account.
- \$175.1 million program level (funded by fee collections) for the **Federal Trade Commission (FTC)**.
- \$275.4 million program level (funded by fee collections) for the **Federal Communication Commission (FCC)**.
- \$329.4 million for the **Legal Services Corporation (LSC)**, including \$310.1 million for field grants.
- \$656.7 million for the **Securities and Exchange Commission (SEC)**. The recommendation allows the Securities and Exchange Commission to hire at least 700 new staff to pursue corporate malfeasance and financial fraud, ensure enhanced public disclosure by corporations and stock analysts, and expand its examination and inspection program.

POSSIBLE AMENDMENTS

No amendments were known as of press time.

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